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THE LAW AS IT IS

BY H. T. ALKIRE. Felonies. Felonies are those ofienses that may be punished by either death or impris onment in the penitentiary; and there are a great many offenses of this class enumerated in our statutes. The highest class of felonies are those that may (1) in levying war against the state, or be punished by death and of these, in adhering to the enemies thereof by the state of Missouri, there are now six, viz: (1) treason, (2) murder, (3) rape, (4) wrecking railroad trains under certain e reumstances, (5) perjury, in certain cases, and (6) Kidnapping. This last crime was added to this list by our last legislature. There are many degrees in all these crimes, and it is only in the penalty is ever inflicted. Whenever the death penalty is inflicted in Missouri, as well as most other states, it must be done by hanging by the neck, but in New York it is done by electricity, and in the county jail for not less than four than he to his clubs. in the United Trates army, upon conviction by a court martial in time of war, it is done by shooting. Persons convicted of the lower degrees of felonies are the number of years punishment there that offenders are given in the various person to attempt to join the enemy, or cases that arise, are supposed to be graded, so as to be commensurate with shown at the trials. In some classes of these higher felonies the degrees of and these are supposed to be two of the very highest types of crime enumerated within the whole calendar. In the their habitations, (evidenced by such crime of taking human life alone there twelve or more persons taking up arms are eight different degrees of guilt, run- and assembling to accomplish such pur ning all the way from murder in the degrees of homicide, but he often has a more, persons to combine by force to great deal of trouble in convincing a usurp the gouernment of the state, or best in London. under the circumstances, or that he forcibly in the administration of the was in no wise to blame in the matter. as the case may be. In such a case the (evidenced by any forcible attempt withgrade of the offense-if indeed he is \$5,000. guilty of any offense whatever. (They do this, I presume, upon the same theory that the land agent and prospective buyer proceed when nego. that may arise, and also to assist in the

pretty much the same, the world over. Often at the close of closely contested cases under the criminal law the success or failure of a prosecution is said by disinterested bystanders, to have been caused by the instructions of the court-and this may be true, in a sense - but the instructions of the court are of any such train, car, engine tender or always founded upon the evidence in coach with the intent to commit robbery the case, and are supposed to be a true thereon, or, having in any way entered application of "the law as it is" to the conditions and circumstances detailed in evidence:-and so, it is the evidence at last, and not the instructions of the guilt or innocense in such cases. Of course the court is obliged to be ex- whatsoever, either the property of such tremely cautious and careful that he gives the jury the exact law in such cases, for if he does not the defendant's attorney will now get in his work in good shape by appealing the case to the supreme court and reversing the decitiary for a term of not less than ten sion of the trial judge, bucause said trial judge gave to the jury some faulty instruction or instructions. One material mistake in but a single instruction of the lower court is enough to reverse the case above. Often the trial court and the defendant's attorney differ as to throw a stone, stick or other missle at just what the law is, or as to just what instructions the evidence in a certain trial justify. In that case the court gives to the jury the instructions as he disturb or interfere in any way with thinks the law is under the evidence. and the attoancy saves his exceptions, and appeals. If the attorney succeeds upon appeal in convincing the higher court that he was right and that the circuit judge was wrong, then the higher court will reverse the decision for him, and remand it back for a new trial, with directions to the circuit judge to, at the next trial, give the every day. Let us answer it to-day. instructions asked for by the attorney. Try Jell O, a delicious dessert. Pre-It is thus that these points of difference in the judgements of lawyers as to what the law is are settled from time to time, Lemon, Orange, Raspberry and Strawso that the next trial judge and attorney too, for that matter, may know just what to expect from an appeal on that question-until, indeed, the supreme court reverses its own decision upon the point, as it sometimes does. We have in this state now about 250 volumes of reports of decisions of the higher courts upon all sorts of ques-

tiations between them for a trade are in

progress. The agent asks at least a

third (sometimes probably a half) more

than he really expects to get for the

property-and than in the end he

does get for it, while the prospective

buyer offers much less at first than the

consideration in the deed shows him to

have paid for it, when the trade is

finally closed up.) Human nature is

law in all things.

Train Robbing.

"Any person who shall place upon

any railroad track any obstruction or

explosive substance, or shall remove,

displace or injure any rail, tie, switch,

frog bridge or trestle, with the design of

robbing any person, passenger, employe,

agent or company on any railway train,

railway in this state, or who shall in any

way stop, detain or arrest the progress

any car, coach, tender, engine, express

such train, shall there rob any person or

death, or confinement in the peniten-

offense for any person to place stones

intent to obstruct the passage of cars

thereon, or to throw them off :- and it

is an offense to, maliciously, even

or into any train of cars or locomotive,

while the same is either in motion or

standing still: - or to maliciously molest.

any telegraph wires, poles or other

materials used in the transmission of

messages, despatches or other communi-

(To be continued next week.)

What Shall We Have For Des-

This question arises in the family

hot water and set to cool. Flavors:-

Call at Clark O. Proud's drug store

Stomach and Liver Tablets. They are

an elegant physic. They also improve

the appetite, strengthen the digestion

and regulate the liver and bowels. They

are easy to take and pleasant in effect.

CONSTIPATION

"The doctors told me my cough, was

berry. At your grocers. 10 cts.

cation beiween people.

You may as well expect to run a steam engine without water as to find an active, energetic man with a torpid liver and you may know that his liver is torpid when he does not relish his food or feels dull and languid after eating, often has headache and sometimes diz. incurable One Minute Cough Cure made ziness. A few doses of Chamberlain's me a well man." Norris Siver, North Stomach and Liver Tablets will restore Stratford, N. H. - Because you've not his liver to its normal functions, renew found relief from a stubborn cough, 25 cents. Samples free at Clark O. you. Safe and sure. C. O. Proud and Proud's drug store.

the number is still increasing at the INSURANCE rate of from three to five volumes a

year. Many of the older states have as

reports some of them even mo e-and

the ques ion naturally presents itself,

where is all this accumulation of law

books to end?" Of course many of the

decisions in some of these volumes are

now obsolete on account of changes by

the legislature of the laws upon which

they were rendered, but most of them

are still very much alive; and these

obsolete ones are used by our more mod-

But I-t us take up some of these "cap-

ital punishment crimes" separately:

Treamon

Treason is a crime that is as old a

the law itself, but is one that, fortu-

nately for us, our courts are not often

called upon to punish. Treason consists

giving them aid or comfort; and is pun-

ishable by death or imprisonment in the

penitentiary for any term not less than

ten years; - or (2) treason may consist in

possessing knowledge that another

ern courts for precedents.

high as 500 volumes of state court

The men who insures his Me wise for his family. The man who insures his health is wise both for his family and

You may lesure health by guard ing it. It is worth guarding. At the first attack of disease which generally approache through the LIVER and manifests itself in innumerable ways

TAKE_

EJWARD'S FAVORICE CLUB.

It Was the Marlborough, Which Eng land's King Founded as Prince

King Edward VII. may like being a king; but he must sigh secretly over some of the good things from person has committed or is about to which his added dignity cuts him off, commit treason, and in concealing such says the New York Sun.

knowledge from the authorities of the Nome unwritten law makes a combi most aggravated cases that the death law. This concealment of the crime is nation king and clubman an offense called "misprision" of tresson and is against the proprieties, but in the punishable by imprisonment in the pen- good days when King Edward was itentiary for a period anywhere from prince of Wales he was one of the most popular clubmen in London, and two to seven years, or by imprisonment no ordinary man was more devoted

The Royal Yacht club, the Jockey months, or by a fine of not less than one thousand dollars. (3) The third club, White's and several others had grade of offense classed under treason the prince among their members; but in our state is, that of whenever this state of late years he has been seen most generally sent to the penitentiary, and shall be engaged in any war (authorwhich he was the instigator and in ized by the U.S. constitution) for any

which he was prime mover. The club has only about 600 me to counsel, advise, persuade or induce bers; and, as the prince himself was anp other person to do the same, or to chairman of the executive committee the various different degrees of guilt give any aid or comfort to the enemy and always presided, and one black (either in this state or elsewhere), and ball would exclude, there was absothis offense is punishable by imprison- lutely no chance of a member whom guilt take a wide range indeed—the ment in the penitentiary for a period not the prince of Wales did not like. The highest being punishable by death, while the lower grades run so low down while the lower grades run so low down where from \$1,000 to \$5,000. (4) It is sonages like Oscar II., King George of the scale that offenders get off with also made a crime classed under treason for any twelqe or more persons to com-This is true in both treason and murder, bine to levy war against any part of the are among the members; but popular people of the state, or to forcibly re- professional men have been welcomed move them out of the state, or from their habitations, (evidenced by such twelve or more persons taking up arms) quite as warmly as royalty, and the club represents, perhaps, the best brains as well as best blood of Eng-

Studied comfort and simplicity are pose), and this grade of the offense is the keynote of the club. Any touch first degree, with its fullest deliberation punishable by imprisonment in the of ostentation is avoided. The and premeditation, down through the penitentiary or county jail for long lounge, billiard room and morning various degrees of manslaughter, etc., periods of time or by a fine anywhere to self defense, the taking of life by an from \$500 to \$5,000. (5) And, as if this officer in the proper discharge of his were not yet enough protection to the duties and the accidental killings. A duties, and the accidental killings. A state and its people, the legislature has fine old engravings and the mahogany person commits no offense of course in gone still further and made it a felony furniture being modeled on the most the commission of any of these lower (classed under treason) for even two, or severe lines. The service is unim-

forcibly in the administration of the same, or of any department thereof jury that his actions were justifiable to overturn the same, or, to interfere It was thoroughly understood that offense—in fact of the very highest of tiary for any period of time between two ater, and took a cue at billiards or all, if possible: while the defendant's and five years, or by a jail sentence of chatted with friends. If he spoke to Few the spoke to attorney strives to show that his client not less than four months, or by a fine a club member while passing through

> These different provisions are suptold about high gaming at the prince's posed to cover every sort of case of favorite club, but have been vigorousof offense against the state government ly denied. The rules of the club lay down a limit for card games, and no control of mobs, rioters, strikers and other forms of gambling are allowed, although a ticker in the office white cappers"—as well also as to gives the results of the races and a enforce generally amongst the people great many turf and sporting wagers throughout the state an acknowledgare laid in the clubroom. ment of the absolute supremacy of the

KINGS IN DANGER.

Means Employed to Prevent the Assanstantion of the Monarchi

of Europe. Police prevention is not perfect though it does much, for if it were perfect there would be no assassinations and there are. The problem is, thereengine, tender, car or coach, on any fore, to prevent a man in the street from reaching the king either by bombshell, bullet or knife, and experience shows that it is nearly, if not quite, insoluble, says the London Spectator. Bullet-proof carriages are of no avail against dynamite cartridges, nor can the king be deprived entirely either of air or light. One would have car, mail car, or other apartment of any thought an escort which rode close would be a sufficient security, but persons, employe, passenger or agent, or either it is not, or the kings find such escorts on all occasions wearisome and hampering beyond endurance person, agent, passenger or employe, or reasons of dignity. The use of the the property of another in his care or dagger can, we think, be prevented custody, shall be guilty of a felony, and either by extreme watchfulness on the part of the king's companions, or on conviction shall be punished by by setting orderlies to ride close up to the carriage steps, or by Cromwell's device, the wearing of a shirt of mail, years." It is also made a penitentiary aluminum rings, and need not, thereor cross ties upon a railroad track with fore, be intolerably heavy. The best precaution of all, however, is perhaps very rapid traveling, as not one man fifty can so measure pace as to be sure of hitting a mark that moves at 12 miles an hour. This was Napoleon's device, and he kept his life, though whole groups of men were eager to as- is known about the prospective sassinate him, and laid with that end the most elaborate plots. It was because he suspected the Bourbon prinmurdered the Duc d'Enghein "in reprisal." Swift driving is said to be the device also of William II., and if it protects him he is clearly bound to continue it. A king in a modern state has no more right to defy assassination than he has to inflict any other useless misfortune on his people. He must not shrink in battle, because that dispirits his armies, but for a man in his position facing assassins is not pared in two minutes. No baking! add courage but foolhardiness. A king. however, cannot always be galloping; he has his work to do outside as well as indoors, and there will always remain an element of danger in his posi-

> Priendly Treatment Bad Enough. Towne-I'd hate to have that man for an enemy.

tion, which is best minimized by avail-

Browne-Who is he? "I don't know, but he punched my

like to-"O, you see it was all a mistake

A WOMAN'S CONSTANCY. faithful Through All Her Long Life

to the Lost Love of Her Girlbood.

Near Falun, in Sweden, a peasant roman lately died at a very advanced age, in whose life occurred a stranger, sadder episode than often falls to human lot, says Rachel Carew, in Youth's Companion. Old Marta, as everyone of recent

imes called her, was a village beauty her far distant youth, and had lover named Olaf. The best Swedish copper comes from Falun, and heemines. He and Marta were to St. Lucia. Two days previous to this great event Olaf started on the trip down lets the considered as an ordinary thief. trip down into the mine which should be his last before his wedding.

In the black miner's dress-often these poor fellows' burial-clothes as well-Olaf in the early, dark morning, called out joyfully as he passed under Marta's window: "Don't forget Thursday!" As if the radiant happy girl was likely to forget her

Then her lover went down into the black mouth of the mine and never again saw the light of day. In one of the cruel, frequent accidents that jeopardize miners he was swallowed the recovery of his poor lifeless body. Marts, in dumb, tearless grief, fin ished stitch by stitch a black silk

handkerchief with a red border which she was hemming for a wedding gift to her lover, and carefully laid it away in lavender with her bridal clothes. Years passed, but she never had a word or smile for the score of young fellows any one of whom would gladly have taken poor Olaf's place. Half a lifetime, half a century spun its length away. Startling events occurred in the great world outside-the cruel Crimean war, the Indian mutiny, in Russia the emancipation of the serfs, the terrible civil war in America, the triumph of Germany over France. All these things troubled little the min ers digging in the darkness at Falur and to Marta, faithful through al

youth, they mattered not at all. ing was needed in the mine; digging down in the dark burrow, the men came upon the dead body of a young miner lying in the refuse and vitriol water. The vitriol had pre- dear, and you shall have them."served form, features and clothing Chicago Tribune. so perfectly that the young man appeared to have died but vesterday, or

o have fallen asleep at his work. They carried him up to the light of day, but no one recognized him. Fifty odd years weed out most of the friends who could remember us if after that interval, we were to return from the dead. At last Mar ta, a shrunken old woman upward of 70, leaning on a crutch, came for ward and looked down on the fresh,

prosecuting attorney often bends his in the state to accomplish such purpage of the state of the st "He is my lover-my Olaf, whom every energy to show that the defendant pose), and has made such offense pun- he dropped in at the club late in the before my old eyes close on this

Few there were present who looked has committed only the very lowest of not less than \$500 nor more than nodded, and let it go at that.

dry-eyed upon this touching scene. dry-eyed upon this touching scene Various startling stories have been old woman laid the handkerchief bordered with red which she as a girl had worked for him, and beside his open grave she said, in a voice that seemed to have recovered the sweet ness of youth: "Sleep well, my only beloved, till I come."

She lived nearly a score of years longer, and in her hoary age, whon other senses were dull and dead, the memory of her lost love still burned like a star in the dark night.

THE OUEEN'S COMPANION.

Enviable Place at the English Cou Occupied for Years by Miss Knollys.

A very plain and unpretentiou woman occupies to-day in England a place which the first ladies of the land might well desire. Miss Knollys has for years been the companio and trusted friend of the princess of Wales, and now has as much influence with Queen Alexandra as any woman in England, says the New

York Sun. The princesses are devoted to the gentle little woman, and the king is her good friend. It is said that King Edward will make her a peeress, in her own right, so that she may be eligible to one of the high places near the person of her ma-

This question of places in the new court is causing many heart burnings, and, although the new sov ereign is too tactful to make speedy and sweeping changes, there are removals and rumors of removals Some of the old incumbents have been pensioned. Others, who do not need pensions, have simply been

One of the two East Indian at endants, who always assisted Queen Victoria to and from her carriage, has already gone back to India. As a matter of fact, little that is definite

changes. The stock of presentation jewels and trinkets marked "V. R. I." which ces of paying for such plots that he was left by the late queen is being conferred by King Edward upon his mother's friends and servitors.

The Early Bird. The early bird catches the wormand later in the day the leisurely sportsman gathers in the bird .- Chi cago Daily News.

"A few months ago, food which I ate for breakfast would not remain on my stomach for half an hour. I used one bottle of your Kodol Dyspepsia Cure and can now eat my breakfast and other meals with a retish and my food is thoroughly digested. Nothing equals pensia Cure digests all kinds of food Kodol Dyspepsia Cure for stomach ing himself of the special liability of trouble" H. S. Pitts, Arlington, Texas all intending assassins to be betrayed. Kodol Dyspepsia Cure digests what you eat. C. O. Proud and S. W. Aiken.

Mr. W. S. Whedon, cashier of the First National Bank of Winterset, Iowa, in a recent letter gives some experience C. W. LUKENS, D. D. S. with a carpenter in his employ, that "Well, if he wasn't an enemy, I'd will be of value to other mechanics. He says: "I had a carpenter working for me who was obliged to stop work for After he punched me he said: 'Excuse me, Buddy, I took yer fur a friend o' mine.' "—Philadelphia Presa. him that I had been similarly troubled him that I had been similarly troubled and that Chamberlain's Colic, Cholera I have four high grade Polled bulls and Diarrhoea Remedy had cured me. his vitality, improve his digestion and don't despair. One Minute Cough Cure for sale. One 2 year old. Two yearpast. All good animals. Call on
T. C. Dungan or
M. D. Parsons.

M. D. Parsons.

gist here and informed me that one dose cured him, and he is again at his work." For sale by C. O. Proud.

A Simile. "And you are sure you never really loved anyone before?" she said, soul-

"Well," answered the conscientious young man who tries to be accurate of course that may be only an impression of mine. It is, I have an idea, with love as it is with the climate. We have hot waves every year, but we invariably labor under the be lief that the one on hand is about the only genuine, out and out spell of summer weather we ever experienced."-Washington Star.

Some Worldly Gradations. olaf was one of the hundreds of a million clear, sturdy young fellows who worked in You then may be considered as an able financier; If you steal a hod of coal when in need of



First Boxer-Every foreign devil who's been here is now writing TRIBUNE book on China. Second Boxer (shuddering)-Sup pose the powers sentence us to read

Unfortunate. How grand the first time proves to be Is that it can't come twice.

them!-Sondags Nisse.

Punishment of Merit. clothes, Tommy," said his mother, approvingly, "that they have lasted a long time, and you have grown a full inch since you began to wear that suit. The coat and trousers Dickey has outgrown will just fit you now,

Behind a Good Man's finek. "Now your papa," said the Sunday school teacher to little Cuthbert,

"never swears, does he?" "No," replied little Cuthbert, "but sometimes he seems to look just about as mad when he says dum it as though he would of spelt it with an a."-Chicago Record-Herald.

First Bachelor Girl-This promit enous kissing is dangerous. Second Bachelor Girl-Think so? "Why, yes; I know of two case which resulted seriously. One girl

An Outlook for Sweets, "Ma, when I get big I want t' work."

"What do you want to do, little daughter?" "Ma, I want t' wrap up car'mels i a candy fact'ry."-Chicago Record-Herald.

Briggs-I've just discovered that we are in love with the same girl. Griggs-Well, how shall we end the matter?

Briggs-I'll tell you what to do. You propose to her.-Detroit Free Press.

Daughter-But he has be old to me since yesterday! Mother-He is jealous, I think. You cnow you gave Harry Trottles four dances last night. Daughter-Dear mother, you make

ne so happy!—Brooklyn Life. A Proper Use of the Term. Twynn-Dr. Thirdly is a very good man, but he never preaches a sermon less than an hour long. Triplett-He must be a terror.

Twynn-He is. He's a holy terror. -Leslie's Weekly. New Kind of Headache. "How's your wife, Blinks?" "Her head troubles her a go "Neuralgia?"

"No; she wants a new hat."-Tit-Wanted the Last Word. Judge-Have you anything to say before sentence is passed upon you? The Female Prisoner-No, your honor; I'll wait till afterwards. I am in the habit of having the last word.-

Yonkers Statesman. An Exception. Native See that young man over there? He has saved 16 persons from drowning. He plays the flute, too.

Visitor-Oh, well, a man who has saved 16 lives has a right to play a flute,-N. Y. Weekly. How Did He Find Out? Mr. Squegee-It's pretty difficult to

nake Miss Hardy blush, isn't it? Mrs. Squegee-John Henry, explain this minute how you know that .-Town Topics. Ensily Recognised.

"Where's Mr. Schnorer?" "He's in the next room." "Are you sure?" "Yes, I just overheard him taking nap."-Philadelphia Press.

Dyspeptics cannot be long lived be cause to live requires nourishment: food is not nourishing until it is digested. A disordered stomach cannot digest food. it must have assistance. Kodol Dyswithout aid from the stomach, allowing it to rest and regain its natural func tions. Its elements are exactly the same as the natural digestive fluids and it simply can't help but do you good. C. O. Proud and S. W. Aiken.



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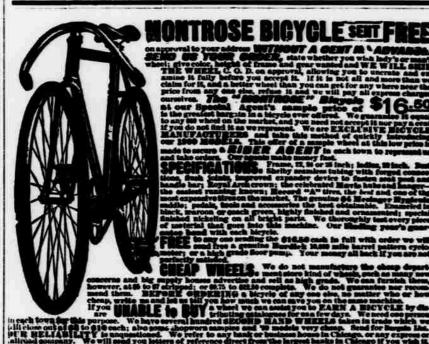
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OREGON, MISSOURI. New Train Service Between St. Joseph and Chariton, Ia. Via Grant City. Attention is directed to the new train

service of the C. B. & Q. between St. Joseph, Mo., and Chariton, Iowa, yin the new line lately completed between Grant City and Albany Junction. In addition to trains 111 and 112 between Chariton and Kanese City via the

old main line, there are new trains 114 and 113 running as follows: No. 114 daily except Sunday from Chariton to St. Joseph via Bethany Junction, Grant City and Albany Junction, leaving Chariton 5:45 a. m., arriving St. Joseph 12:30 roor, making consections at St. Joseph with south bound. train of the K. C. St. J. & C. B., No. 20. North bound trains from Kenses City, No. 15 and 21 connect at St. Joseph with C. B. & Q. train No. 113 leaving St.

Juseph daily except Sunday at 2:45 p.

., running north via Albany Junction

Grant City and Bethany Junction, arriving Chariton 9:30 p. m. L. W. WARRERY. General Passenger Agent.

Dyspepsia Cure

Digests what you eat. Itartificially digests the food and aids
Nature in strengthening and reconstructing the exhausted digestive organs. It is the latest discovered digestant and tonic. No other preparation an approach it in efficiency. It instantly relieves and permanently cures Dyspepsia, Indigesticn, Heartburn, Clatulence, Sour Stormach, Mauses. Dyspepsia, Indigestica, Heartburn Fintulence, Sour Stomach, Nauses Fick Headache, Gastralgia, Cramps an Il other results of imperfect digestion ice 50c. and \$1. Large size contains 3% times spared by E. C. DeWITT & CO., Chicago Sled by S. W. AIKEN Oregon, Mo.

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